

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
v.) Criminal No. 04-10048-NG
)
)
RICARDO ROSARIO)

MOTION TO CONTINUE RULE 11 HEARING

The united States of America, by its undersigned counsel,
hereby moves that the Rule 11 hearing scheduled for tomorrow,
June 29, 2004, be continued for a period of 30 days. As grounds
therefore, the government states that the undersigned AUSA
returned from vacation this morning and learned of the decision
in Blakely v. Washington, 2004 USLW 4573 (June 24, 2004).
Because Blakely raises issues regarding the appropriate
procedures that will have to followed in pending and future
criminal cases to ensure that a defendant's Sixth Amendment
rights are respected, the government believes that the requested
extension is in the interest of justice and should be allowed.

Respectfully submitted,

MICHAEL J. SULLIVAN
UNITED STATES ATTORNEY

By: /s John A. Wortmann, Jr.
JOHN A. WORTMANN, JR.
Assistant U.S. Attorney
One Courthouse Way
Boston, MA
(617) 748-3207